

## Message Text

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44

ACTION AF-08

INFO OCT-01 EUR-12 IO-13 ISO-00 DHA-02 CIAE-00 DODE-00

PM-04 H-02 INR-07 L-03 NSAE-00 NSC-05 PA-02 PRS-01

SP-02 SS-15 USIA-15 /092 W  
----- 023250

R 081040Z SEP 76

FM AMEMBASSY PRETORIA  
TO SECSTATE WASHC 5433  
INFO AMCONSUL DURBAN  
AMCONSUL CAPE TOWN  
AMCONSUL JOHANNESBURG  
AMEMBASSY LONDON  
USMISSION USUN NEW YORK

UNCLAS PRETORIA 4013

E.O. 11652: N/A

TAGS: SF, WA, PINT, SHUM

SUBJECT: NAMIBIA DEATH SENTENCES

REF: PRETORIA 2868

1. IN LETTER DATED AUGUST 26, RECENTLY RECEIVED BY ATTORNEYS,  
SUPREME COURT OF SOUTH AFRICA AT BLOEMFONTEIN  
GRANTED LEAVE TO APPEAL SWAKOPMUND CASES. DATE FOR HEARINGS  
TO BEGIN HAS NOT YET BEEN FIXED, BUT ATTORNEYS BELIEVE  
THAT, SINCE CALENDAR IS CROWDED, NOT LIKELY TO COMMENCE  
BEFORE LATE NOVEMBER.

2. BOTH CONVICTION AND SENTENCE MAY BE ARGUED IN THE CASES OF  
DEFENDANTS NUMBER 1, AARON MUSHIMBA, NUMBER 2, HENDRIK  
SHIKONGO, AND NUMBER 3, RAUNA NAMBINGA. ONLY CONVICTION MAY BE  
ARGUED FOR DEFENDANT NUMBER 4, ANNA NGHIHONDJWA, WHO RECEIVED  
LIGHTEST SENTENCE. COURT ALSO ACCEPTED SPECIAL ENTRY GRANTED  
BY WINDHOEK SUPREME COURT ON ALLEGATIONS OF IMPROPER POLICE  
PROCEDURES, WHICH AFFECTS CASES OF ALL FOUR DEFENDANTS. IN  
ADDITION, COURT ACCEPTED SPECIAL ENTRY RELATING ONLY TO  
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DEFENDANT NUMBER 2, SHIKONGO, IN WHICH DEFENSE HAD PROTESTED

DURING ORIGINAL TRAIL THAT REFUSAL OF THE COURT TO CONDUCT AN  
ON-SITE INSPECTION AT THE SCENE OF CERTAIN ALLEGED ACTIVITIES  
HAD PREJUDICED THE DEFENDANT'S CASE. THIS ISSUE CAN NOW BE  
REOPENED.  
BOWDLER

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** TERRORISM, COURT DECISIONS, TRIALS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 08 SEP 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
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**Document Unique ID:** 00  
**Drafter:** n/a  
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**Executive Order:** N/A  
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**To:** STATE  
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